



PATENT MAINTENANCE
DIVISION

ONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 SEP 17 PM 3:39

Serial No.: 10/664,526

Group Art
Unit: 3637

Filing Date: 09/17/2003

Attorney
Docket No.: DOM1091-203

Inventor: Apel, Robert J.

Title: DIRECTED LIFESTYLE
RESIDENTIAL HOUSING
STRUCTURES

RECEIVED

SEP 21 2004

OFFICE OF PETITIONS

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Date of Deposit:

9-13-04

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jody Prince
Jody Prince

Sir:

NOTIFICATION OF LOSS OF SMALL ENTITY STATUS
UNDER 37 CFR 1.27 and 1.28

During a recent review of the small entity status of the Assignee in the captioned application, it was discovered that Dominion Homes, Inc. is no longer eligible for small entity status before the USPTO.

Upon further investigation through discussion with personnel of Dominion Homes, Inc., it was determined that the change to large entity status occurred in August of 2001.

Therefore, following is an itemized list of fees due to the USPTO during the prosecution of the captioned application:

USPTO Fee	Amount Paid	Current Fee	Amount Due
Filing Fee/09/17/2003	375.00	770.00	395.00
Total Amount Due			395.00

The undersigned certifies that the claim of small entity status at the time of filing was made in good faith and that was it discovered only on August 2, 2004, that the claim of small entity status was established in error. Dominion Homes, Inc. initially did qualify as a small entity in connection with its numerous U.S. patent applications and issued patents, but it has experienced rapid growth in the last few years that eventually led to its having more than 500 employees.

The undersigned respectfully requests that the error be excused by the USPTO inasmuch as the itemization of fees due is provided above and the noted deficiency hereby is corrected by submission of the attached check.

Respectfully submitted,

Date: 8-11-04

By: 

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